



General Assembly

January Session, 2019

***Raised Bill No. 7165***

LCO No. 4636



Referred to Committee on HUMAN SERVICES

Introduced by:  
(HS)

***AN ACT CONCERNING MEDICAID COVERAGE FOR DONOR BREAST MILK.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2019*) (a) The Commissioner of  
2 Social Services shall provide Medicaid reimbursement for pasteurized  
3 donor breast milk, provided (1) a health care professional licensed  
4 pursuant to chapter 370 of the general statutes signs a medical order  
5 that the donor breast milk is medically necessary for an infant in  
6 accordance with section 17b-259b of the general statutes, (2) the donor  
7 breast milk is provided on an inpatient basis at a hospital, (3) (A) the  
8 infant who receives the donor breast milk is medically or physically  
9 unable to receive maternal breast milk or participate in breast feeding,  
10 or (B) the infant's mother is medically or physically unable to produce  
11 maternal breast milk in sufficient quantities, or is unable to participate  
12 in breast feeding despite optimal lactation support, and (4) the donor  
13 breast milk is supplied by a breast milk bank accredited by the Human  
14 Milk Banking Association of North America. The commissioner may  
15 seek any necessary federal approval to implement the provisions of  
16 this section.

17 (b) The commissioner may adopt regulations to implement the  
18 provisions of this section, including, but not limited to, establishing  
19 which infant health conditions make the provision of donor breast  
20 milk medically necessary. The commissioner may adopt a policy or  
21 procedure to implement the provisions of this section while in the  
22 process of adopting regulations provided such policy or procedure is  
23 posted on the Internet web site of the Department of Social Services  
24 and on the eRegulations System prior to adoption of the policy.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2019	New section

**Statement of Purpose:**

To provide Medicaid reimbursement for donor breast milk deemed medically necessary.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*